

Senate Study Bill 3018 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON ZAUN)

A BILL FOR

1 An Act relating to the discovery of evidence in criminal cases
2 involving victims of sexual abuse.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 622.31A Deposition of victims of
2 sexual abuse.

3 The provisions of rule of evidence 5.412 shall apply to
4 all discovery conducted in a criminal case or postconviction
5 proceeding involving sexual abuse including but not limited
6 to depositions. The procedure to determine the admissibility
7 of evidence at trial concerning the past sexual behavior of
8 an alleged victim of sexual abuse involving notice, offers of
9 proof, and in camera reviews shall apply to depositions and
10 other discovery in such cases.

11	EXPLANATION
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12 The inclusion of this explanation does not constitute agreement with
13 the explanation's substance by the members of the general assembly.

14 This bill relates to the discovery of evidence in criminal
15 cases involving victims of sexual abuse.

16 The bill provides that the provisions of rule of evidence
17 5.412 (sexual abuse cases; victim's past sexual behavior)
18 shall apply to all discovery conducted in a criminal case
19 or postconviction proceeding including but not limited to
20 depositions. The procedure to determine the admissibility of
21 evidence at trial concerning the past sexual behavior of an
22 alleged victim of sexual abuse involving notice, offers of
23 proof, and in camera reviews shall apply to depositions and
24 other discovery in such cases.